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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/566,110	08/16/2006	James Hamilton Erskine	8830-381(220706)	9529
Gregory J. Lavorgna, Esquire Drinker Biddle & Reath One Logan Square 18th & Cherry Streets Philadelphia, PA 19103-7595			EXAMINER	
			JOHNSON, STEPHEN	
			ART UNIT	PAPER NUMBER
			3641	
			MAIL DATE	DELIVERY MODE
			04/13/2009	PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

	Application No.	Applicant(s)				
Office Action Comments	10/566,110	ERSKINE, JAMES HAMILTON				
Office Action Summary	Examiner	Art Unit				
	Stephen M. Johnson	3641				
The MAILING DATE of this communication app Period for Reply	pears on the cover sheet with the c	orrespondence address				
A SHORTENED STATUTORY PERIOD FOR REPL' WHICHEVER IS LONGER, FROM THE MAILING D. - Extensions of time may be available under the provisions of 37 CFR 1.1 after SIX (6) MONTHS from the mailing date of this communication. - If NO period for reply is specified above, the maximum statutory period of Failure to reply within the set or extended period for reply will, by statute Any reply received by the Office later than three months after the mailing earned patent term adjustment. See 37 CFR 1.704(b).	ATE OF THIS COMMUNICATION 36(a). In no event, however, may a reply be tim vill apply and will expire SIX (6) MONTHS from , cause the application to become ABANDONEI	l. lely filed the mailing date of this communication. (35 U.S.C. § 133).				
Status						
1)⊠ Responsive to communication(s) filed on <u>18 Ja</u>	anuary 2006					
	action is non-final.					
<i>i</i>	Since this application is in condition for allowance except for formal matters, prosecution as to the merits is					
	closed in accordance with the practice under <i>Ex parte Quayle</i> , 1935 C.D. 11, 453 O.G. 213.					
Disposition of Claims						
4)⊠ Claim(s) <u>1-40</u> is/are pending in the application						
	4a) Of the above claim(s) is/are withdrawn from consideration.					
5) Claim(s) is/are allowed.						
6) Claim(s) is/are allowed.						
7) Claim(s) is/are rejected.						
8) Claim(s) 1-40 are subject to restriction and/or	plaction requirement					
o) Claim(s) 1-40 are subject to restriction and/or t	election requirement.					
Application Papers						
9)☐ The specification is objected to by the Examiner.						
10)☐ The drawing(s) filed on is/are: a)☐ accepted or b)☐ objected to by the Examiner.						
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).						
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).						
11) The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.						
Priority under 35 U.S.C. § 119						
 12) Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f). a) All b) Some * c) None of: 1. Certified copies of the priority documents have been received. 2. Certified copies of the priority documents have been received in Application No. 3. Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)). * See the attached detailed Office action for a list of the certified copies not received. 						
Attachment(s) 1) Notice of References Cited (PTO-892) 2) Notice of Draftsperson's Patent Drawing Review (PTO-948) 3) Information Disclosure Statement(s) (PTO/SB/08) Paper No(s)/Mail Date	4) Interview Summary Paper No(s)/Mail Da 5) Notice of Informal P 6) Other:	te				

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1. Restriction is required under 35 U.S.C. 121 and 372.

This application contains the following inventions or groups of inventions which are not so linked as to form a single general inventive concept under PCT Rule 13.1.

In accordance with 37 CFR 1.499, applicant is required, in reply to this action, to elect a single invention to which the claims must be restricted.

Group I, claim(s) 1-20 and 31-34, drawn to a transparent lockable assembly or impact-resistant system.

Group II, claim(s) 21-25 and 35-39, drawn to a particular type of blast resistant material.

Group III, claim(s) 26-30 and 40, drawn to an impact resistant system comprised of first and second layers.

- 2. The inventions listed as Groups I, II, and III do not relate to a single general inventive concept under PCT Rule 13.1 because, under PCT Rule 13.2, they lack the same or corresponding special technical features for the following reasons: In order to qualify as having a special technical feature, each grouping must contain a technical feature common to each grouping and such feature must patentably distinguish over the art. In this instance, there are no listed common technical features common to all groupings that could qualify as special technical features.
- 3. Applicant is advised that the reply to this requirement to be complete **must include (i) an** election of a species or invention to be examined even though the requirement may be traversed (37 CFR 1.143) and (ii) identification of the claims encompassing the elected invention.

The election of an invention or species may be made with or without traverse. To preserve a right to petition, the election must be made with traverse. If the reply does not distinctly and specifically point out supposed errors in the restriction requirement, the election shall be treated as an election without traverse.

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4. If applicant elects the group I invention directed to a transparent lockable assembly

or impact-resistant system, the application is further restricted with regard to a plurality of

species. This application contains claims directed to more than one species of the generic

invention. These species are deemed to lack unity of invention because they are not so linked as

to form a single general inventive concept under PCT Rule 13.1.

In order for more than one species to be examined, the appropriate additional examination fees

must be paid. The species are as follows:

Species A is illustrated in figs. 1 and 2. Species B is illustrated in fig. 3. Species C is illustrated

in fig. 4. Species D is illustrated in fig. 7. Species E is illustrated in fig. 9. Species F is illustrated

in fig. 10. Species G is illustrated in fig. 11.

5. Any inquiry concerning this communication or earlier communications from the

examiner should be directed to Stephen M. Johnson whose telephone number is 571-272-6877

and whose e-mail address is (Stephen Johnson @uspto.gov). The examiner can normally be

reached on Tuesday through Friday.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's

supervisor, Michael Carone can be reached on 571-272-6873. The Central FAX phone number

for the organization where this application or proceeding is assigned is 571-273-8300.

Any inquiry of a general nature or relating to the status of this application or proceeding

should be directed to the receptionist whose telephone number is 800-786-9199.

/Stephen M. Johnson/

Primary Examiner, Art Unit 3641

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April 12, 2009